

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CRR-783-2022 (O&M)
Date of decision: 08.07.2022**

Harpreet Singh

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Piyush Gill, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

CRM-21409-2022

Application is allowed as prayed for. Annexures P-1 and P-2 are taken on record.

Main case:

Challenge in the present petition is to order dated 22.09.2021 passed by the learned Additional Sessions Judge-Fast Track Court, Ambala in a Session case bearing No.83 of 2020 titled as State Vs. Harsimran and others, dismissing the application under Section 319 Cr.P.C. for summoning Manjeet Singh @ Pappu as an additional accused in the case.

It is argued by the learned counsel for the petitioner that there are specific allegations against Manjeet Singh @ Pappu, whose name is mentioned in the FIR as Pappu Bhatia, who had seen his sons namely, accused-Gagandeep and Simran, committing wrongful act with the minor son

of the petitioner-complainant but instead of stopping them from doing so, he gave beatings and threatened the son of the petitioner that if he disclosed the same to anyone, his video would be viral on social media and his family members would also be killed; that though the son of the petitioner appeared before the Court and re-iterated the version of the FIR, yet the learned trial Court rejected the application under Section 319 Cr.P.C.

I have heard the learned counsel for the petitioner and have also gone through the paper-book.

As per the order dated 22.09.2021, it was taken in to consideration by the Court that the matter was thoroughly investigated by the Deputy Superintendent of Police, Head Quarters, Ambala, and it was found that Manjeet Singh @ Pappu was not involved in the present case, Section 21 of the POCSO Act was deleted and that no new material to support the verbal/ocular version of the complainant has been placed on record to connect Manjeet Singh @ Pappu with the case and can be summoned as an additional accused.

Since no additional evidence except the version of the complainant, has been placed on record before the learned Additional Sessions Judge-Fast Track Court, Ambala, this Court is of the view that the application under Section 319 Cr.P.C. has rightly been dismissed by the said Court, no case to allow the present petition is made out.

The present petition is dismissed.

(HARNARESH SINGH GILL)

JUDGE

08.07.2022

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No